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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jeffrey M. Dils et al.

Serial No.: 10/731,612

Filed: December 9, 2003

For: ERGONOMIC MITER SAW HANDLE

Attorney Docket No.: RYL 0248 PUS1

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97(b)(1)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and §§ 1.97-1.98, the references listed and identified on the attached Form PTO/SB08A are being submitted herewith for consideration by the Examiner. This Statement is being filed in accordance with 37 C.F.R. § 1.97(b)(1).

While this Statement is being filed in compliance with the duty of disclosure, citation of the listed references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.98(d), copies of the listed references are not being provided since the references were previously cited by or submitted to the Patent and Trademark Office in prior application Serial No. 09/771,775, filed January 29, 2001, of which the present application is a continuation-in-part.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

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Serial No. Unknown

Atty. Docket No. RYL 0248 PUS1

Respectfully submitted,

**Jeffrey M. Dils et al.**

Date: November 18, 2004

By: 

Matthew R. Mowers

Reg. No. 44,956

Attorney/Agent for Applicant

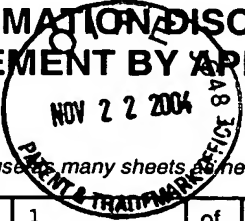
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Substitute for Form 1449A/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use many sheets as necessary)				Application Number	10/731,612
				Filing Date	December 9, 2003
				First Named Inventor	Jeffrey M. Dils et al.
				Group Art Unit	3724
				Examiner Name	Unknown
Sheet	1	of	2	Attorney Docket Number	RYL 0248 PUS1

## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	U.S. PATENT DOCUMENT		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		4,428,266		Keddie	01/31/1984	
		4,934,233		Brundage et al.	06/19/1990	
		5,297,463		O'Banion et al.	03/29/1994	
		D346,173		Price	04/19/1994	
		5,339,572		Eicher	08/23/1994	
		5,357,834		Ito et al.	10/25/1994	
		D352,509		Kriaski et al.	11/15/1994	
		D366,491		Chang	01/23/1996	
		5,564,323		Sasaki et al.	10/15/1996	
		5,681,214		Kleider et al.	10/28/1997	
		D388,442		Shibata et al.	12/30/1997	
		D390,766		Price et al.	02/17/1998	
		D389,494		Chen	01/20/1998	
		D391,973		Price et al.	03/10/1998	
		5,778,747		Chen	07/14/1998	
		D400,215		Price et al.	10/27/1998	
		D409,066		Welsh	05/04/1999	
		5,957,021		Meredith et al.	09/28/1999	
		D415,001		Welsh	10/12/1999	
		5,969,312		Svetlik et al.	10/19/1999	
		2002/0148336	A1	Chen	10/17/2002	
		6,595,095	B2	Chen	07/22/2003	

## FOREIGN PATENT DOCUMENTS

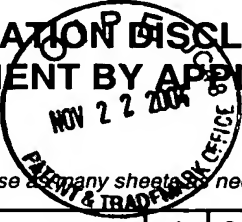
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Substitute for Form 1449B/PTO			<b>Complete if Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)			Application Number	10/731,612	
			Filing Date	December 9, 2003	
			First Named Inventor	Jeffrey M. Dils et al.	
			Group Art Unit	3724	
			Examiner Name	Unknown	
Sheet	2	of	2	Attorney Docket Number	RYL 0248 PUS1
<b>OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
		"Miter Saw Profiles", Journal of Light Construction, August 1999, pg. 48-52			
		Makita Product Brochure, pg. 44-45			
		Bosch Product Brochure, pg. 196-197			
		Bosch Industrial, January 2003, 12" Slide Miter Saw, Model No. 0601665039, 6 pages.			
		"Getting To Know Your Miter Saw," pgs. 8, 9 and 18.			

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